G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

1892-93

(SR)

(16)

File No. 62/92-93

Serial Nos. 91-98

Papers Filed.

Month February 94

SUBJECT.

Resale of Lady and farms.

PREVIOUS REFERENCES.	LATER REFERENCES.
	Indexed
	[illegible]

No 2592 & 14. 5. 92.

Pages 24 to 26

Memo.

The amildar, Arsikere Taluk, reported to the Dy Commr, Hassan District, that Lokia naidu, Rajagopala naidu and V. David Sah, farmers of the Arsikere and Kodihalli Toddy shops had paid as deposit only a months Khist (Rs 446-4-0 including local cess) and failed to offer personal security to the Extent of 3 months' Khist as per recent orders of Govt. Out of Rs 446-4-0 being the amount of Khist due for April 1892 they paid only Rs 300/- At the time of the first auction sale it was brought to the notice of the two Special Officers that these men were not men of substt means to fulfil the terms of the Contract, but to no effect. Being the highest bids the farms of the two shops were knocked down to them.

Rs 285 or including Local Cess
Rs 281-9-6. and that a
months Kist as deposit
was recovered from the
said Galle Jooda, that
a Muthalikka was executed
by the purchaser & the
Sureties and that the farm
was confirmed to him
subject to the Dy Comrs
approval.

7. The Dy Comrs 20708 of 4.10.92
reported to the Excise
Comrs that under the foregoing
circumstances he had
permitted Galle Jooda
to take charge of the Concern
and to commence Vending
pending sanction to the
Cancellation of the first
lease & confirmation of
the present one. The
arrears found to be
due by the original farmer
to Govt was Rs 15 49-9-9 for
which there is no means of recovering.

8. The monthly loss to Govt by the resale is Rupees 164 - 11 - 0 including local cess.

No. 2139/100 & 6-10-92. 9. The Excise Commr in submitting the file of correspondence received from the Dy Commr, Hoshiarpur District, reports that he has ordered the cancellation of the first sale and confirmed the resale. He observes that there is no penal clause or other provision in the sale notice under which the recovery of the loss from the defaulter may be enforced and no Muchalika or Contract bond appears to have been executed by the defaulter and that under these circumstances the Dy Commr will be

Page 223

called upon to report under what authority Gokhas attached the property of the defaulter.

10. A perusal of the Dy Comm's letter to the Excise Comm.r & the latter's letter to this office is respectfully solicited -

Submitted with draft for approval or orders.

D.D.

22/10/92

(1) Submitted with Petns from Lokia Naidu. In his petn dated 20th Sept 92, Lokiah Naidu offers Rs 3,378-12-0 for the current year for the two shops in question.

25/10

(1) Of course harper can be in the W.P. bid as he is the W.P. bidder under the Rajah

995

(General Serial No. 32.)

1892. 3408.

7

No. 198

Name of Petitioner. M. Dohiah Naick
Toddy Contractor

Village. Arsikere

Taluk. Do —

District. Hassan

Date of Arzi. 20th July 1892

Date of Receipt. Do —

Date of Disposal.

No. of Enclosures. one

SECTION Sep Rev

FILE NO. 62 of 92-93

SERIAL NO. 91

ABSTRACT.

Reminder to his previous petition applying for toddy Concession.

S/Rgr

21/7/92

To Ho Excise Com in Continuation

RO.

V

S/Rgr

Rel V
209

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Petition No. 198
dated 20th July/92 received at the
Dewan's Office from M. Lokiah Naidu
Toddy Contractor, Arsikere
Hassan Dist^t praying for
orders on his previous petition
applying for some concession

is forwarded, together with its one
enclosures, to the Excise Comm^r.
in reply to his
Office memo No 28 & 9th July/92

By Order,

Dubé

Chief Secretary.

BANGALORE,
11 Augt 1892

Enclosures
11/8

SECTION Sep Rev
FILE NO. 62 of 92-93
SERIAL NO. 92

(General Serial No. 32.)

995
998.

189 2.

No. 783

Name of Petitioner. M. Lokiah Naidoo

Village.

Taluk. Arsikere Kaoba

District. Hassan

Date of Arzi. 20-9-92

Date of Receipt. 24-9-92

Date of Disposal.

No. of Enclosures. Nil

SECTION 24

FILE NO. 60/92

ABSTRACT.

Complains that the his several pets to Govt. has since received no attent & that he understands tha the shop in question wa sold for Rs 265 per mensem to an Edigar: Offers Rs 378-12- for the perio from 1st April 1892 to 31st Mar 1893 with good security & states that he suffers much & prays that the Contract be given him

24/9/92

Mysore Govt. Central Press Bangalore—7-9-92,—1000.

(General Serial No. 30.)

1892. 3696. R987

From The Excise Commissioner in Cliysore

To

The Chief Secretary to the Dewan of Mysore.

Dated 6th October 1892

Despatched //

Received

Enclosures No. 1 & file

General No. 2739

No.

~~*In reply to*~~

SUBJECT.

Reports that he has confirmed the resale of the Toddy farm of Arsikere and Kodihalli in the Arsikere Taluq, and cancelled the first sale of the same, on account of the default of the original purchasers.

SECTION D

FILE NO. 92 [illegible] 8

SERIAL NO. [illegible] 94

Rev. Branch 12/10/92

References (to be entered only in the Dewan's Office).

Submitted a memo & draft. [illegible]

No. 2139/100 Excise Commissioner's Office

(Encls: 10 files) Bangalore, 6th October 1892

II

(9)

From

The Excise Commissioner
in Mysore

To

The Chief Secretary,
to the Dewan of Mysore

Sir,

In forwarding, herewith, copy of letter No 708, dated 4th instant, from the Deputy Commissioner, Hassan District, together with its original enclosures, re=garding the resale of the Toddy farm of Arsikere and Kodihalli in the Arsi=kere taluk, in consequence of the default of the original purchasers at the sale held by the two Special Officers, I have the honor to state that, under the circum=stances therein represented, I have confirm=ed the resale and ordered the cancellation

of

of the first sale. The monthly contract amount by the first sale was Rs 446·4·0, and by the resale it is Rs 281-9-0 including local cess, so that there has been a decrease of Rs 164-11-0 per month. There is no penal clause or other provision in the sale notice, under which the recovery of this loss from the defaulter, may be enforced; and no "Mutchalika" or Contract Bond appears to have been executed by the defaulter. In these circumstances the Deputy Commissioner will be requested to report under what authority he has attached the property of the defaulter. The Arsikere taluk Amildar's report shows that the defaulter has paid one month's deposit, viz Rs 446·4·0, and only Rs 300 for the kist of April 1892.

I have the honor to be

Sir,

Your most obedient Servant

J Sketts

Excise Commissioner

Mr. S. in Mysore

Dy. Commissioner's Office
Hassan District

Dated 4th October 1892

No 708
Mis

Encl V.C.P.

From

P. R. Punnaiya Esquire
Dy. Commissioner

To

The Excise Commissioner
in Cleypore

Encl to P.L. 4

Sir,

I have the honor to forward the enclosed Canarese file of papers relating to the failure of Lokiah Daidoo, Rajagopal Daidoo and Dawood Sabee who jointly had purchased the two Toddy shops of Arsikere Kusba and Kodihalli to pay up their Kists and to state for your information that they had fallen into arrears to the extent of Rs. 1549-9-9 and that on enquiry conducted by Inr. Punchanath Rao Assistant

Assistant Commissioner on the spot they were found not only unable to pay up the dues up to date, but it was also discovered that no securities had been originally taken at all. Of the 3 persons named above, Lakiah Baidoo would appear to be regarded as the principal purchaser and the 2 others namely Rajingopal Baidoo and Dawood Saleh, as securities. But the Amildar states that no separate securities were forth coming for the man, which fact the Amildar reported in his number 2592 dated 17-5-1892 four months after sale. The Amildar further states that he also represented to the Special Assistant Commissioner that these 3 persons jointly and severally were not competent to fulfil the contract i.e. to pay the amount of

the

the purchase money. It is necessary
in order to clear up this point to refer
to the original sale fully and I c
understand that this document has
not been sent in compliance with
the application made for it. I request
that it may now be sent. But this
question should be left aside for the
present, the main consideration
being that of the steps to be taken
in order to secure the future Revenue,
because it has been found impossible
even to realize the present arrears from
the property of all the three persons c
concerned and it is therefore clearly
out of question to look for the future
payments from these persons. Their
property has been attached, but seem
insufficient to meet the demand
so far. Further continuation of the
contract plainly proving detrimental
to the revenue, it became necessary to
cancel the contract and to resell the
same

came for the remaining period of 9 months. Mr. Punchanatha Rao was deputed to conduct the sale, and his report shews that in spite of every effort made, the highest bid realized was only of Rs. 281-9- " including local cess, being less than the former bid per month by Rs. 164-11- " There is no prospect of any improvement. I have therefore permitted the bidder Tylle Gowda to take charge of the concern, and to commence vending, pending sanction for the cancellation of the above lease and confirmation of this present one. I solicit the favor of early orders.

I have &c.

Signed/ C. R. Purnaiya
Dy. Commissioner
Hassan District

"Copy"
L Micketts
Excise Commissioner
W.T. in Mysore

~~187~~ ~~188~~ 191
475

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Petition No. 783
dated 20 — 9 — 92 received at the
Dewan's Office from Sri. Lokiah
Naidoo, Arsikere Kasaba,
Hassan Dist praying ~~for~~
that the ~~contract of~~ Toddy
contract
may be given to him, from 1st
April/92 to 31st March/93;

is forwarded, ~~together with its~~
~~enclosures,~~ to the Excise Commr
in Mysore, in contn of this
Office Memo No. 209 & 11th
August/92

SECTION SR
FILE NO. 62/92-93
SERIAL NO. ~~95~~

By Order,

Illegible

22/10/92
for Chief Secretary.

BANGALORE,
Octr 1892

SV

(General Serial No. 30.)

1892.

From

The Chief Secretary
to the Dewan of Mysore.

To The Excise Commr in Mysore &
" Deputy Commr of the Hassan District

Dated 30th Oct 1892

Despatched

Received

SECTION SR

FILE NO. 62/92-93

SERIAL NO. 96

Enclosures No.

General No. 6158-9

No. R.T.73-92

Approving of the Excise Commrs action in cancelling the Toddy Farms of Arsikere & Kodiballi in the Arsikere Taluk & confirming the resale of the same.

References to be marked.

SECTION

FILE No.

SERIAL No.

No 6158-9
RD 73-92 D7
31-10-92.

Read,

Excise Commissioner's letter No. 2139/100 of the 6th October 1892, submitting ~~three~~ Hassan Deputy Comrs's report with enclosures regarding the re-sale of the farm of the Arsikere and Kodihalli Toddy Shops in the Arsikere Taluk, and reporting that he has confirmed the re-sale of the said farm cancelling the first sale on account of default of the original purchasers, and their inability to pay future Kists.

Order.

The action taken by the Excise Commissioner

in cancelling the first sale and confirming the re-sale of the Toddy farm alluded to in the letter read above, is confirmed.

2. Government reserve opinion on the point mooted in the last part of the Excise Commissioner's letter.

3. When the proceedings are closed, the Excise Commissioner will re-submit the papers for examination of the conduct of local officers and notice of apparent delay in the Deputy Commrs. Office in this important matter.

4. The Excise Commr. will

will be good enough to see that by this time all formalities for the security of the Toddy Revenue have been carefully fulfilled.

Chief Secy.

To.

The Excise Commr. in Mysore, returning the Ver: papers.

Copy to Dy Commr. Hassan for info.

30/5/92

Issued today
mrk
2/11/92

(General Serial No. 30.)

From 15 1893. 10153.

The Excise Commissioner in Mysore

To

The Chief Secretary to the Dewan of Mysore.

SECTION SR

FILE NO. 62/92

SERIAL NO. 97

Dated 20th
Despatched 22nd } December 1893
Received

Enclosures No.

General No. 2343
No. 248

In reply to the Under Secretary's docket No. 9560 dated 18th instant.

SUBJECT.

Reminder

States that the necessary report together with the papers in re the resale of the Farm of the Arsikere & Kodihalli Shops, has not yet been received from the Deputy Commissioner Hassan District, to whom an urgent reminder has been sent today.

References (to be entered only in the Dewan's Office).

1. The same 9012/925 - 93/2
RA 62-93

R
24/12

Rev 23/12/93
Rcd with chalan

No. 2343/248

Excise Commissioner's Office,
Bangalore, dated 20th December 1892.

From.

The Excise Commissioner
in Mysore.

To

The Chief Secretary to the
Dewan of Mysore.

Sir,

In reply to your docket
No. 9560 dated 18th instant,
R. F. 62-92.
requesting early resubmission
of the papers regarding the
resale of the Toddy vend
farms of Arsikere & Kodihalli
I have the honor to state that
the necessary report together with
the papers in question has not
yet been received from the Deputy
Commissioner, Hassan district, to
whom an urgent reminder has been
sent today.

I have the honor to be,
Sir,
your most obedient servant
[illegible]
Excise Commissioner.

(16)

SECTION Ex

FILE NO. 62/92-93

SERIAL NO. 98

Here enter letter No 2343/248 dt 26th Dec/93 from the Excise Comr in Mysore (reporting that the report together with papers regarding the resale of Arsikere & Kadichalli Farms has not been received from the Dy Comr, Hassan Distt.

Cy forwarded to the Dy Comr, Hassan Distt with ~~the remark that the delay complained of should not have been allowed to occur via the submission of his report. The Dy Comr is requested to expedite its submission at the very early date.~~ a request that he will expedite the report called for by the Excise Comr. ~~little explanation for delay.~~

V C

3/2/94

for Chief Secy

In 12924 dt 3-2-94
R.T. 62-92

DD

Cy forwarded to the Excise Comr for information

V C

In 12925 dt 3-2-94
R.T. 62-92

DD Vyavahara for Chief Secy